FILED
2008 MAY 20 AM 8: 25
CLERK US DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY ___ DEPUTY

EVIDENCE

NUNC PRO TUNC
MAY 15 2008

MEMORANdA

GROUNDS

EXHIBIT

I.

MERITORIOUS-CLAIMS

LODGdE NO. 07cv2183-DMS(RBB)

CASE NO. SCE 243538

James H. Cunningham
V-72323
P.O Box 8101
San Luis Obispo, CA. 923409
IN Pro Per

U.S. STATES DISTRICT COURT
SOUTHERN DISTRICT of CALIFORNIA

James H. Cunningham
(Petitioner)

Vs.

John Marshall
(Warden)

REQUEST: TO CLERK;

Petitioner; Needs every Logded Document Pertaining to Petitioners habeas corpus, and stay of abeyance.

A "restoration retrieve is for diligent attention. An to stay Parallel with the Honorabl Courts.

Attetion: Clerk of the United States District Court for the District of California

Petitioner humbly would like copies of any and all Logdements. Attorney Generals compels argument that it will take both Parties to hold Possession". So to stay within parallel relations.

Petitioners case align Logde number, 3:07-CV-02183-DMS-RBB)

Therefore to give a successful cooperation and Legal assistance Petitioner awaits for a timely response.

Sign: James H. Cunningham

Date: 5-2-08

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I am the party of the above entitled actions, a citizen of the United States and over the age of eighteen years, and a resident of San Luis Obispo County. My current address is:

California Men's Colony-East
P.O. Box 8101 Room_______
San Luis Obispo, CA. 93409-8101

I CERTIFY (OR DECLARE), UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 4-21-08, 20_______, AT SAN LUIS OBISPO, CALIFORNIA, 93409-8101.

James H. Cunningham
PETITIONER

....

PROOF OF SERVICE BY MAIL

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO

I AM A RESIDENT OF SAID COUNTY, I AM OVER THE AGE OF EIGHTEEN YEARS AND NOT A PARTY TO THE ABOVE ENTITLED ACTION. MY BUSINESS ADDRESS IS:

CALIFORNIA MEN'S COLONY-EAST
P.O. BOX 8101 / Room_______
SAN LUIS OBISPO, CALIFORNIA 93409-8101

ON 4-21-08, 20_______, I SERVED THE WITHIN Document
EVIdENCE I., II. to US District Court, S.D.O.C.
Claim to AMEND & PERMISSON to function under
Prison Law office. An to mail all Lodgments

ON THE PARTY Att Clerks office;

IN SAID ACTION, BY PLACING A TRUE COPY THEREOF IN A SEALED ENVELOPE WITH POSTAGE THEREON PREPAID, IN THE UNITED STATES MAIL, AT CALIFORNIA MEN'S COLONY, SAN LUIS OBISPO, CALIFORNIA, 93409-8101, ADDRESSED AS FOLLOWS:
True Address The above is true and correct

Send Copies of Lodgment

I DECLARE, UNDER PENALTY OF PERJURY, THAT THE FOREGOING IS TRUE AND CORRECT.
EXECUTED ON 4-21-08, 20_______, AT SAN LUIS OBISPO COUNTY, CALIFORNIA.

[signature]
SIGNATURE OF DECLARANT

(REV.6/07)

I, LEVAR EMERSON JONES #T-92176 HAVE BEEN HELPING OUT AS ANOTHER JAILHOUSE LAWYER MR. JAMES HENRY CUNNINGHAM # V-72323 WHO IS SUFFERING FROM A MENTAL DISABILITY AND CANNOT COMPREHEND THE LAW, ITS PROCEDURES, OR ITS RULES.

MR. CUNNINGHAM CANNOT ARTICULATE THE BASIC SPELLING, PUNCTUATION, OR GRAMMAR TO SUCCESSFULLY COMPLETE A TRAVERSE, MOTION, OR ANY OTHER DOCUMENT TO INFORM THE COURTS OF AN ILLEGAL AND UNJUST INCARCERATION.

I, LEVAR EMERSON JONES #T-92176 HAVE BEEN ASSISTING MR. CUNNINGHAM IN PREPARING HIS TRAVERSE AND ANY OTHER DOCUMENT THAT IS NEEDED TO EFFECTIVELY ATTACK THE ILLEGALITY OF HIS CONVICTION.

RESPECTFULLY SUBMITTED,

LeVar E. Jones

LEVAR EMERSON JONES
#T92176